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17 **UNITED STATES DISTRICT COURT**

18 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

19
20 LUKE FENTON, an individual,

21 Plaintiff,

22 vs.

23 MCLANE/SUNEAST, INC., a Texas
24 Corporation, and DOES 1 through 20,
25 Inclusive,

26 Defendant.

Case No. 1:16-CV-01318-BAM

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE
SCHEDULING CONFERENCE**

The Hon. Barbara A. McAuliffe

Date: January 20, 2017

Time: 9:00 a.m.

Crtrm.: 8

Action Filed May 24, 2016

Trial Date: None Set

1 WHEREAS Defendant McLane/Suneast, Inc. filed a Motion to Transfer this action
2 to the Central District of California on November 17, 2016;

3 WHEREAS the hearing on Defendant's Motion to Transfer is scheduled for January
4 20, 2017, at 9:00 a.m.;

5 WHEREAS the Court has a Scheduling Conference set in this matter for December
6 15, 2016, at 9:30 a.m.;

7 WHEREAS, to conserve the parties' and the Court's resources pending the Motion
8 to Transfer, the parties desire to continue the Scheduling Conference to January 20, 2017,
9 at 9:00 a.m., to coincide with the hearing on the Motion to Transfer;

10 IT IS HEREBY STIPULATED BY THE PARTIES, acting by and through their
11 below-signed counsel, that, subject to the below approval and Order of this Court, the
12 Scheduling Conference in this matter be changed from December 15, 2016, to January 20,
13 2017, beginning at 9:00 a.m.

14 DATED: December 6, 2016

SWERDLOW FLORENCE
SANCHEZ SWERDLOW & WIMMER
and
MCGUIREWOODS LLP

17 By: /S/ David A. Wimmer
DAVID A. WIMMER
Attorneys for Defendant McLane/Suneast,
18 Inc.

19 DATED: December 6, 2016

LAW OFFICES OF TODD M. FRIEDMAN, P.C.
20 By: /S/ Meghan George
MEGHAN GEORGE
Attorneys for Plaintiff Luke Fenton

22 **ORDER**

23
24 **IT IS SO ORDERED** that the Scheduling Conference is continued from December 15,
25 2016 to **February 15, 2017 at 9:00 AM** before Judge McAuliffe.

26
27 Dated: December 7, 2016

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

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